

**COMMISSION ON STATE MANDATES**

980 NINTH STREET, SUITE 300  
SACRAMENTO, CA 95814  
PHONE: (916) 323-3562  
FAX: (916) 445-0278  
E-mail: csminfo@csm.ca.gov



September 18, 2002

Mr. Keith Petersen  
SixTen and Associates  
5252 Balboa Avenue, Suite 807  
San Diego, CA 92117

*And Affected State Agencies and Interested Parties (see enclosed mailing list)*

Re: *Racial Profiling: Law Enforcement Training (K-I 4), 02-TC-05*  
Santa Monica Community College District, Claimant  
Penal Code Section 135 19.4  
Statutes 1990, Chapter 480 (SB 2680); Statutes 1992, Chapter 1267 (AB 401);  
Statutes 2000, Chapter 684 (SB 1102); Statutes 2001, Chapter 854 (SB 205)

Dear Mr. Petersen:

Commission staff has reviewed the above-named test claim and determined that it is complete. A copy of the test claim is being provided to affected state agencies and interested parties because of their interest in the Commission's determination.

The key issues before the Commission are:

- ⌘ Do the provisions listed above impose a new program or higher level of service within an existing program upon local entities within the meaning of section 6, article XIII B of the California Constitution and costs mandated by the state pursuant to section 175 14 of the Government Code?
- ⌘ Does Government Code section 17556 preclude the Commission from finding that any of the test claim provisions impose costs mandated by the state?

The Commission requests your participation in the following activities concerning this test claim:

- ⌘ **Informal Conference.** An informal conference may be scheduled if requested by any party. See Title 2, California Code of Regulations, section 1183.04 (the regulations).
- **State Agency Review of Test Claim.** State agencies receiving this letter are requested to analyze the merits of the test claim and to file written comments on the key issues before the Commission. Alternatively, if a state agency chooses not to respond to this request, please submit a written statement of non-response to the Commission. Requests for extensions of time may be filed in accordance with sections 1183.01 (c) and 1181 .1 (g) of the regulations. State agency comments are due 30 days from the date of this letter.

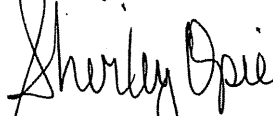
- **Claimant Rebuttal.** The claimant and interested parties may file rebuttals to state agencies' comments under section 1183.02 of the regulations. The rebuttal is due 30 days from the service date of written comments.
- ✧ **Hearing and Staff Analysis.** A hearing on the test claim will be set when the draft staff analysis of the claim is being prepared. At least eight weeks before a hearing is conducted, the draft staff analysis will be issued to parties, interested parties, and interested persons for comment. Comments are due at least five weeks prior to the hearing or on the date set by the Executive Director, pursuant to section 1183.07 of the Commission's regulations. Before the hearing, a final staff analysis will be issued.
- ✧ **Mailing Lists.** Under section 118 1.2 of the Commission's regulations, the Commission will promulgate a mailing list of parties, interested parties, and interested persons for each test claim and provide the list to those included on the list, and to anyone who requests a copy. Any written material filed on that claim with the Commission shall be simultaneously served on the other parties listed on the mailing list provide by the Commission.
- **Dismissal of Test Claims.** Under section 1183.09 of the Commission's regulations, test claims may be dismissed if postponed or placed on inactive status by the claimant for more than one year. Prior to dismissing a test claim, the Commission will provide 150 days notice and opportunity for other parties to take over the claim.

If the Commission determines that a reimbursable state mandate exists, the claimant is responsible for submitting proposed parameters and guidelines for reimbursing all eligible local entities. 'All interested parties and affected state agencies will be given an opportunity to comment on the claimant's proposal before consideration and adoption by the Commission,

Finally, the Commission is required to adopt a statewide cost estimate of the reimbursable state-mandated program within 12 months of receipt of an amended test claim. This deadline may be extended for up to six months upon the request of either the claimant or the Commission.

Please contact Nancy Patton at (916) 323-8217 if you have any questions.

Sincerely,



SHIRLEY OPIE

Assistant Executive Director

Enclosure: Copy of Test Claim

WORKING BINDER:

CHRON: FILE:

DATE: 9/19/06 INITIAL: VS

MAILED: FAXED:

leteltr.doc

# Commission on State Mandates

Original List Date: 09/18/2002

Mailing Information Completeness Determination

Last Updated: 09/18/2002

List Print Date: 09/19/2002

Claim Number: 02-TC-05

## Mailing List

Issue: Racial Profiling: Law Enforcement Training (K-14)

Ms, Harmeet Barkschat,  
Mandate Resource Services

5325 Elkhorn Blvd. #307  
Sacramento CA 95842

Tel: (916) 727-1350 Fax: (916) 727-1734

Ms. Susan Geanacou, Senior Staff Attorney (A-1 5)  
Department of Finance

915 L Street, Suite 1190  
Sacramento CA 95814

Tel: (916) 445-3274 Fax: (916) 327-0220

Dr, Carol Berg,  
Education Mandated Cost Network

1121 L Street Suite 1060  
Sacramento CA 958 14

Tel: (916) 446-7517 Fax: (916) 446-2011

Mr. Keith Gmeinder, Principal Analyst (A-15)  
Department of Finance

915 L Street, 6th Floor  
Sacramento CA 95814

Tel: (916) 445-8913 Fax: (916) 327-0225

Monette Chinn,  
Cost Recovery Systems

705-Z East Bidwell Street #294  
Folsom CA 95630

Tel: (916) 939-7901 Fax: (916) 939-7801

Mr. Michael Havey, Bureau Chief (B-8)  
State Controller's Office

Division of Accounting & Reporting  
3301 C Street Suite 500  
Sacramento CA 958 16

Tel: (916) 445-8757 Fax: (916) 323-4807

Mr. Mark Cousineau,  
County of San Bernardino  
Office of the Auditor/Controller-Recorder  
222 West Hospitality Lane  
San Bernardino CA 92415-0018

Tel: (909) 386-8850 Fax: (909) 386-8830

Ms. Beth Hunter, Director  
Centration, Inc.

8316 Red Oak Street Suite 101  
Rancho Cucamonga CA 91730

Tel: (866) 48 1-2642 Fax: (866) 481-5383

Executive Director,  
California Peace Officers' Association

1455 Response Road Suite 190  
Sacramento CA 95815

Tel: (916) 263-0541 Fax: (916) 000-0000

Mr. Leonard Kaye, Esq.,  
County of Los Angeles  
Auditor-Controller's Office  
500 W. Temple Street, Room 603  
Los Angeles CA 900 12

Tel: (213) 974-8564 Fax: (213) 617-8106

# Commission on State Mandates

Original List Date: 09/18/2002

Mailing Information Completeness Determination

Last Updated: 09/18/2002

List Print Date: 09/19/2002

Claim Number: 02-TC-05

## Mailing List

Issue: Racial Profiling: Law Enforcement Training (K-14)

Mr. Patrick Lenz, Executive Vice Chancellor  
California Community Colleges

1 102 Q Street Suite 300  
Sacramento CA 95814-6549

Tel: (916) 445-2738 Fax: (916) 323-8245

Ms. Sandy Reynolds, President  
Reynolds Consulting Group, Inc.

P.O. Box 987  
Sun City CA 92586

Tel: (909) 672-9964 Fax: (909) 672-9963

Ms. Cheryl Miller, Associate Vice President - Business Services  
Santa Monica Community College District

1900 Pico Blvd.  
Santa Monica CA 90405-1628

Tel: (310) 434-9221 Fax: (310) 434-3607

Ms. Gerry Shelton, Administrator (E-8)

Department of Education  
School Fiscal Services  
560 J Street Suite 150  
Sacramento CA 958 14

Tel: (916) 323-2068 Fax: (916) 322-5102

Mr. Paul Minney,  
Spector, Middleton, Young & Minney, LLP

7 Park Center Drive  
Sacramento CA 95825

Tel: (916) 646-1400 Fax: (916) 646-1300

Mr. Steve Shields,  
Shields Consulting Group, Inc.

1536 36th Street  
Sacramento CA 958 16

Tel: (916) 454-7310 Fax: (916) 454-7312

Mr. Arthur Palkowitz, Legislative Mandates Specialist  
San Diego Unified School District

4100 Normal Street Room 3159  
San Diego CA 92103-8363

Tel: (619) 725-7565 Fax: (619) 725-7569

Mr. Steve Smith, CEO  
Mandated Cost Systems, Inc.

11130 Sun Center Drive Suite 100  
Rancho Cordova CA 95670

Tel: (916) 669-0888 Fax: (916) 669-0889

Mr. Keith B. Petersen, President  
SixTen & Associates

5252 Balboa Avenue Suite 807  
San Diego CA 92117

Tel: (858) 514-8605 Fax: (858) 514-8645

Claimant

Ms. Pam Stone, Legal Counsel  
MAXIMUS

4320 Auburn Blvd. Suite 2000  
Sacramento CA 95841

Tel: (916) 485-8102 Fax: (916) 485-0111

# *Commission on State Mandates*

**Original List Date:** 09/18/2002

**Mailing Information** Completeness Determination

**Last Updated:** 09/18/2002

**List Print Date:** 09/19/2002

## **Mailing List**

**Claim Number:** 02-TC-05

**Issue:** Racial Profiling: Law Enforcement Training (K-14)

Mr. David Wellhouse,  
David Wellhouse & Associates, Inc.

9175 Kiefer Blvd Suite 121  
Sacramento CA 95826

*Tel:* (916) 368-9244 *Fax:* (916) 368-5723

TO ALL PARTIES AND INTERESTED PARTIES h commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.2.)

